

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34427 of 2017

Arising Out of PS.Case No. -137 Year- 2017 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

- =====
1. Chotu @ Adarsh Kumar,
 2. Akshay Choudhary, Both sons of Late Mahesh Choudhary, Resident of Mohalla- Surkikal, P.S. Barari, District- Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha, Advocate

For the Opposite Party/s : Mr. Rajkishore Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 01-08-2017 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

Petitioners are languishing in judicial custody since 18.03.2017 in connection with Kotwali (Barari) P.S. Case No. 137 of 2017 registered for the offence punishable under Sections 30(a) and 38 of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, as lodged by the police personnel, is that on a secret tip-off that petitioner no.1 and his family members are engaged in purchase and sale of liquor, their house was raided and from a room under the bed 7.650 litres of foreign liquor was recovered. Accordingly, a seizure list was



prepared.

It is submitted by the learned counsel for the petitioners that they are innocent, have been falsely implicated in the aforesaid case and they bear no criminal history, except, petitioner no.1 who is accused in one different nature of case. He submits that charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned A.P.P. for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioners, named above, be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Rs. Ten thousand only) each with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Bhagalpur in connection with Kotwali (Barari) P.S. Case No. 137 of 2017

(Nilu Agrawal, J.)

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